

## **EXHIBIT 1**

1  
UNITED STATES DISTRICT COURT

2 SOUTHERN DISTRICT OF NEW YORK

3 Case No. 1:20-cv-00706-DLC

4 -----x

5 FEDERAL TRADE COMMISSION;  
6 STATE OF NEW YORK; STATE OF  
7 CALIFORNIA; STATE OF ILLINOIS;  
8 STATE OF NORTH CAROLINA;  
9 STATE OF OHIO; COMMONWEALTH  
OF PENNSYLVANIA; And  
COMMONWEALTH OF VIRGINIA,

Plaintiffs,

10 v.

11 VYERA PHARMACEUTICALS, LLC;  
12 PHOENIXUS AG; MARTIN SHKRELI,  
13 Individually, as an owner and  
former officer of Vyera Pharmaceuticals, LLC  
and Phoenixus AG (formerly  
known as Turing Pharmaceuticals, LLC  
and Turing Pharmaceuticals AG);  
14 and KEVIN MULLEADY, individually,  
as an owner and director of  
Phoenixus AG and a former  
Executive of Vyera Pharmaceuticals, LLC,  
15 Defendants.  
16

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19 REMOTE DEPOSITION OF MARTIN SHKRELI

20 VOLUME II

21 January 28, 2021

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24 Reported by:  
MARY F. BOWMAN, RPR, CRR  
25 JOB NO. 188174

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5 January 28, 2021

6 | 9:00 a.m.

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9 | Remote deposition of MARTIN

10 SHKRELI, held before Mary F. Bowman, a

11 Registered Professional Reporter, Certified

12      Realtime Reporter, and Notary Public of the

13 State of New Jersey.

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[1/28/2021] 2021-01-28 - Shkreli. Martin - Day 2 - CONFIDENTIAL

1 M. Shkreli

2 MR. CASEY: Objection, and again,  
3 I caution the witness, this may be an  
4 opportunity to assert.

5 A. I don't know that number.

6 MR. MEIER: Mr. Casey, it might  
7 be an opportunity to assert what?

8 MR. CASEY: The witness may have  
9 a constitutional right he would like to  
10 assert. That was my suggestion.

11 MR. MEIER: You mean a Fifth  
12 Amendment?

13 MR. CASEY: Yes.

14 MR. MEIER: OK. Thank you.

15 Q. When you worked at Turing, were  
16 you issued a corporate phone?

17 A. I think so.

18 Q. And did you use your corporate  
19 phone for business?

20 A. Almost never.

21 Q. You said almost never?

22 A. Correct. Almost never.

23 Q. Did you typically carry your  
24 corporate phone or did you leave it  
25 somewhere?